

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JOSEPH MICHAEL DONNETTE-SHERMAN.

Plaintiff,

V.

STATE OF WASHINGTON,

Defendant.

CASE NO. 3:17-CV-05600-BHS-DWC

ORDER VACTING REPORT AND RECOMMENDATION

The District Court referred this 42 U.S.C. § 1983 action to United States Magistrate Judge David W. Christel. Plaintiff Joseph Michael Donnette-Sherman, proceeding *pro se*, initiated this civil rights action on July 28, 2017. *See* Dkt. 1.

Plaintiff was instructed to amend his Complaint on or before September 11, 2017. Dkt. 3. Plaintiff did not file an amended complaint and, on September 22, 2017, the undersigned entered a Report and Recommendation (“R&R”) recommending Plaintiff’s case be dismissed for failure to file an amended complaint. *See* Dkt. 4. On September 27, 2017, Plaintiff called the Clerk’s Office and notified a Court clerk that he had not received any mailings. *See* Docket. Plaintiff also

1 paid the filing fee on October 10, 2017. *See* Docket. As Plaintiff did not receive any of the
2 Court's filings and has now paid the filing fee, the undersigned vacates the R&R (Dkt. 4).

3 The Court reminds Plaintiff he is responsible for serving this Complaint pursuant to the
4 Federal Rules of Civil Procedure.

5 Dated this 13th day of October, 2017.

6 
7

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
David W. Christel
United States Magistrate Judge